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SENATE STANDING COMMITTEE REPORT

February 14, 2007

Page 1 of 1

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **House Bill 333** (third reading copy -- blue) **be concurred in.**

Signed:

Vicki Cocchiarella
Senator Vicki Cocchiarella, Chair

To be carried by Senator Lane Larson

- END -

Committee Vote:

Yes 11, No 0

Fiscal Note Required — *K7*

331140SC.spb



SENATE STANDING COMMITTEE REPORT

February 14, 2007

Page 1 of 3

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **Senate Bill 380** (first reading copy -- white) **do pass as amended.**

Signed: *Vicki Cocchiarella*
Senator Vicki Cocchiarella, Chair

And, that such amendments read:

1. Title, line 4 through line 5.

Strike: "AND" on line 4 through "ALCOHOL" on line 5

2. Title, line 6 through line 7.

Following: "POSITIVE;" on line 6

Insert: "AND"

Strike: "OR" on line 6 through "ALCOHOL" on line 7

3. Title, line 7 through line 14.

Strike: "; REQUIRING" on line 7 through "MCA" on line 14

4. Page 1, line 18.

Strike: "and alcohol"

5. Page 1, line 20 through line 21.

Strike: subsection (a) in its entirety

Renumber: subsequent subsections

6. Page 1, line 25 through line 27.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

7. Page 1, line 30 through page 2, line 1.

Strike: subsection (e) in its entirety

Renumber: subsequent subsection

Committee Vote:

Yes 6, No 5

Fiscal Note Required — *KF*

331241SC.spb

8. Page 2, line 7.

Following: "nurse,"

Insert: "or"

Strike: ", or breath alcohol technician"

9. Page 2, line 9.

Following: "drug test"

Strike: "or positive" through the second "test"

10. Page 2, line 11.

Strike: "or alcohol"

11. Page 2, line 12.

Following: "nurse,"

Insert: "or"

12. Page 2, line 13.

Following: "person"

Strike: ", or" through "technician"

13. Page 2, line 10.

Strike: "shall"

Insert: "may"

14. Page 2, line 15.

Following: "nurse,"

Insert: "or"

Strike: ", or breath alcohol technician,"

15. Page 2, line 16.

Following: "person"

Strike: ", or breath alcohol technician"

16. Page 2, line 17.

Following: "nurse,"

Insert: "or"

Following: "person"

Strike: ", or breath alcohol technician"

17. Page 2, line 19 through line 20.

Following: "2]."

Strike: "Failure" on line 19 through "violation." on line 20

18. Page 2, line 22.

Strike: "Suspension" through "-- report"

Insert: "Recording"

19. Page 2, line 23.

Strike: "or alcohol"

Strike: "hearing" through "suspension"

Insert: "petition to clear record"

Strike: "(a)" through "receives"

Insert: "The department shall record on a Montana-licensed
commercial motor vehicle operator's motor vehicle record"

20. Page 2, line 24.

Following: "person,"

Strike: "breath alcohol technician,"

21. Page 2, line 25.

Strike: "that"

Insert: "when"

22. Page 2, line 26.

Strike: "or a positive" through "confirmation test"

Strike: "or alcohol"

23. Page 2, line 27 through line 30.

Strike: ", the department" on line 27 through "operator" on line
30

24. Page 2.

Following: line 30

Insert: "(2) The department shall remove the information recorded
under subsection (1) if, after 1 year, the Montana-licensed
commercial motor vehicle operator petitions the department
to remove the information and provides written documentation
of satisfactory participation in or successful completion of
a drug treatment or education program."

25. Page 3, line 1 through page 4, line 25.

Strike: page 3, line 1, through page 4, line 25, in their
entirety

26. Page 4, line 27 through page 6, line 19.

Strike: sections 3 through 5 in their entirety

Renumber: subsequent section

- END -



SENATE STANDING COMMITTEE REPORT

February 14, 2007

Page 1 of 2

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **Senate Bill 254** (first reading copy -- white) **do pass as amended.**

Signed:

Vicki Cocchiarella
Senator Vicki Cocchiarella, Chair

And, that such amendments read:

1. Title, page 1, line 6.

Following: "BARGAINING;"

Insert: "REQUIRING SECRET BALLOTS;"

2. Page 1, line 14 through line 15.

Following: "a" on line 14

Strike: "governmental body"

Insert: "state agency, as defined in 18-5-602,"

3. Page 1, line 16.

Strike: "governmental body"

Insert: "state agency, as defined in 18-5-602"

4. Page 1.

Following: line 24

Insert: "(3) The process used in subsection (2) must provide for a secret balloting by employees.

(4) A third party mutually agreed upon by the union and the contracted employer shall check authorization cards and shall keep individual cards confidential."

Renumber: subsequent subsection

5. Page 3, line 11.

Strike: "governmental body"

Insert: "state agency, as defined in 18-5-602,"

6. Page 3, line 12.

Committee Vote:

Yes 6, No 5

Fiscal Note Required

KH

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Strike: "governmental body"

Insert: "state agency, as defined in 18-5-602"

- END -



SENATE STANDING COMMITTEE REPORT

February 15, 2007

Page 1 of 2

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **Senate Bill 355** (first reading copy -- white) **do pass as amended.**

Signed:


Senator Vicki Cocchiarella, Chair

And, that such amendments read:

1. Page 1, line 14.

Strike: "subsections"

Insert: "subsection"

Following: "(2)"

Strike: "and (3) (b)"

2. Page 1, line 18.

Following: "institution"

Insert: "or educational service agency"

3. Page 1, line 24.

Following: "i"

Insert: "or"

4. Page 1, line 28.

Strike: "i or"

Insert: "."

5. Page 1, line 29 through line 30.

Strike: subsection (c) in its entirety

6. Page 2, line 1.

Following: "must"

Insert: "or educational service agency"

7. Page 2, line 9 through line 10.

Strike: "denial" on line 9 through "seq" on line 10

Insert: "the school district provides alternative work at the

Committee Vote:

Yes 6, No 5

Fiscal Note Required



341021SC.spb

employee's regular wage that provides a paycheck at least equivalent to the unemployment benefits for which the individual otherwise would be eligible.

(4) If an individual is denied benefits and was not offered an opportunity to perform the services for the educational institution or educational service agency for the second of the academic years or terms, the individual is entitled to a retroactive payment of the benefits for each week for which the individual filed a timely claim for benefits and for which benefits were denied solely by reason of the denial provided for in this section"

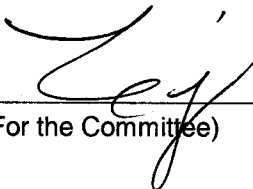
Renumber: subsequent subsection

- END -

COMMITTEE FILE COPY

TABLED BILL

The **SENATE BUSINESS, LABOR, AND ECONOMIC AFFAIRS COMMITTEE** TABLED SB 343, by motion, on **Wednesday, February 14, 2007**.



(For the Committee)



(Secretary of the Senate)

_____, 2-14
(Time) (Date)

February 14, 2007

Cj Johnson, Secretary

Phone: 44-4762

MONTANA STATE SENATE
2007 LEGISLATURE

BUSINESS, LABOR AND ECONOMIC AFFAIRS

ROLL CALL VOTE

DATE 2-14-07 BILL NO. SB 254 NUMBER 6.5

MOTION: DO PASS AS AMENDED

PASSED

| NAME | AYE | NO |
|--|-----|----|
| SEN. JOE BALLYEAT (R) | | ✓ |
| SEN. ROY BROWN (R) | | ✓ |
| SEN. JOHN ESP (R) | | ✓ |
| SEN. VERDELL JACKSON (R) | | ✓ |
| SEN. LANE LARSON (D) | ✓ | |
| SEN. DON RYAN (D) | ✓ | |
| SEN. FRANK SMITH (D) | ✓ | |
| SEN. CAROLYN SQUIRES (D) | ✓ | |
| SEN. DONALD STEINBEISSER (R) | | ✓ |
| SEN. JOE TROPILA (D) | ✓ | |
| SEN. VICKI COCCHIARELLA (D) - CHAIRWOMAN | ✓ | |
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MONTANA STATE SENATE
2007 LEGISLATURE

BUSINESS, LABOR AND ECONOMIC AFFAIRS

ROLL CALL VOTE

DATE 2-14-07 BILL NO. SB 380 NUMBER 10-5
MOTION: Do Pass As Amended

| NAME | AYE | NO |
|--|-----|----|
| SEN. JOE BALLYEAT (R) | ✓ | |
| SEN. ROY BROWN (R) | ✓ | |
| SEN. JOHN ESP (R) | ✓ | |
| SEN. VERDELL JACKSON (R) | ✓ | |
| SEN. LANE LARSON (D) | | ✓ |
| SEN. DON RYAN (D) | | ✓ |
| SEN. FRANK SMITH (D) | | ✓ |
| SEN. CAROLYN SQUIRES (D) | | ✓ |
| SEN. DONALD STEINBEISSER (R) | ✓ | |
| SEN. JOE TROPILA (D) | | ✓ |
| SEN. VICKI COCCHIARELLA (D) - CHAIRWOMAN | ✓ | |
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MONTANA STATE SENATE
2007 LEGISLATURE

BUSINESS, LABOR AND ECONOMIC AFFAIRS

ROLL CALL VOTE

DATE 2-14-07 BILL NO. SB 355 NUMBER 6-5

MOTION: AMENDMENT SB035502.2PM

Be ADOPTED

PASSED

| NAME | AYE | NO |
|--|-----|----|
| SEN. JOE BALLYEAT (R) | ✓ | |
| SEN. ROY BROWN (R) | ✓ | |
| SEN. JOHN ESP (R) | ✓ | |
| SEN. VERDELL JACKSON (R) | ✓ | |
| SEN. LANE LARSON (D) | | ✓ |
| SEN. DON RYAN (D) | ✓ | |
| SEN. FRANK SMITH (D) | | ✓ |
| SEN. CAROLYN SQUIRES (D) | ✓ | |
| SEN. DONALD STEINBEISSER (R) | | ✓ |
| SEN. JOE TROPILA (D) | | ✓ |
| SEN. VICKI COCCHIARELLA (D) - CHAIRWOMAN | | ✓ |
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MONTANA STATE SENATE
2007 LEGISLATURE

BUSINESS, LABOR AND ECONOMIC AFFAIRS

ROLL CALL VOTE

DATE 2-14-07 BILL NO. SB 355 NUMBER 6-5

MOTION: Do Pass As Amended

Passed

| NAME | AYE | NO |
|--|-----|----|
| SEN. JOE BALLYEAT (R) | | ✓ |
| SEN. ROY BROWN (R) | | ✓ |
| SEN. JOHN ESP (R) | | ✓ |
| SEN. VERDELL JACKSON (R) | | ✓ |
| SEN. LANE LARSON (D) | ✓ | |
| SEN. DON RYAN (D) | ✓ | |
| SEN. FRANK SMITH (D) | ✓ | |
| SEN. CAROLYN SQUIRES (D) | ✓ | |
| SEN. DONALD STEINBEISSER (R) | | ✓ |
| SEN. JOE TROPILA (D) | ✓ | |
| SEN. VICKI COCCHIARELLA (D) - CHAIRWOMAN | ✓ | |
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SENATE PROXY FORM

According to Senate Rule 30-70 (13) (f) , a committee member may vote by proxy using a standard form.

PROXY VOTE

I, the undersigned, hereby authorize Senator Esp

to vote my proxy on any issue before the Senate Business

9 Labor Committee

held on Feb 14, , 2007.

Amend SB 355 Aye
SB 355 No

Verdell Jackson
SENATOR
STATE OF MONTANA

BUSINESS AND LABOR

DATE 2-14-07

BILLS BEING HEARD TODAY SB 323
HB

PLEASE PRINT

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PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY